

Attorney Docket No.: PTQ-0027
Inventors: Van Eyk et al.
Serial No.: 09/115,589
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This listing of the claims will replace all prior versions and listings of claims in the application:

Listing of the claims:

Claims 1-79 (canceled)

Claim 80 (currently amended): A method for assessing skeletal muscle damage in a subject, comprising detecting the presence or absence or measuring the amount of:

(a) a peptide fragment of a myofilament protein; or

(b) a covalent or non-covalent complex of at least:

(i) a peptide fragment of a myofilament protein and an intact myofilament protein; or

(ii) two peptide fragments of myofilament proteins,
in a biological sample obtained from a subject being assessed for skeletal muscle damage, said biological sample being selected from the group consisting of skeletal muscle tissue, a component of skeletal muscle tissue, blood, blood serum and urine, by incubating the biological sample with an antibody or ~~a functional fragment of an antibody~~ antigen specific fragment thereof that specifically binds to the peptide fragment of a myofilament protein under conditions which allow the antibody or ~~functional fragment of the antibody~~ antigen specific fragment thereof to form a complex with the

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(a) peptide fragment of a myofilament protein; or
(b) covalent or non-covalent complex of at least:
(i) a peptide fragment of a myofilament protein
and an intact myofilament protein; or
(ii) two peptide fragments of myofilament
proteins,
and detecting or measuring the formed complex,
wherein said peptide fragment of the myofilament protein or
said peptide fragment of the covalent or non-covalent
complex formation consists of:
a skeletal troponin I peptide fragment, or
a skeletal troponin T peptide fragment,
and wherein the presence or amount of:
(a) the peptide fragment of the myofilament protein; or
(b) the covalent or non-covalent complex of at least:
(i) the peptide fragment of the myofilament
protein and the intact myofilament protein; or
(ii) two peptide fragments of myofilament
proteins,
in the biological sample is associated with skeletal muscle
damage.

Claim 81 (previously presented): The method of claim
80, wherein the peptide fragment of the myofilament protein
or the covalent or non-covalent complex of at least:

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(i) a peptide fragment of a myofilament protein and an intact myofilament protein; or

(ii) two peptide fragments of myofilament proteins consists of a covalent complex.

Claim 82 (previously presented): The method of claim 80 wherein the presence of at least two different peptide fragments of myofilament proteins or covalent or non-covalent complexes is detected.

Claim 83 (previously presented): The method of claim 80 wherein the amounts of at least two different peptide fragments of myofilament proteins or covalent or non-covalent complexes are measured and the measured amounts are compared as an indication of the extent of skeletal muscle damage in the subject.

Claim 84 (previously presented): The method of claim 80 wherein the ratio of at least two different peptide fragments of myofilament proteins or covalent or non-covalent complexes is assessed as an indication of the extent of skeletal muscle damage in the subject.

Claim 85-86 (canceled)

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Claim 87 (previously presented): The method of claim 80, wherein the complex is detected or measured by assaying for the presence of a label.

Claim 88 (previously presented): The method of claim 80, wherein the antibody or functional fragment of the antibody is labeled with an enzyme which is detected by measuring enzymatic activity associated therewith.

Claim 89 (previously presented): The method of claim 88, wherein the enzyme is selected from the group consisting of alkaline phosphatase, horseradish peroxidase, luciferase, beta-galactosidase, lysozyme, glucose-6-phosphate dehydrogenase, lactate dehydrogenase, and urease.

Claim 90 (previously presented): The method of claim 80, wherein the antibody or a functional fragment of an antibody is immobilized on a solid phase.

Claim 91 (previously presented): The method of claim 90, wherein the solid phase is a plastic surface.

Claim 92 (previously presented): The method of claim 80 wherein the skeletal muscle damage is reversible.

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Claim 93 (previously presented): The method of claim 92 wherein the skeletal muscle damage is due to at least one condition selected from the group consisting of hypoxia, hypoxemia, ischemia, fatigue and reperfusion.

Claim 94 (previously presented): The method of claim 80 wherein the skeletal muscle damage is irreversible.

Claim 95 (previously presented): The method of claim 94 wherein the skeletal muscle damage is due to at least one condition selected from the group consisting of hypoxia, hypoxemia, ischemia, and reperfusion.

Claim 96 (canceled)

Claim 97 (currently amended): A method for assessing skeletal muscle damage in a subject, comprising detecting the presence or absence or measuring amounts of at least two different:

- (a) peptide fragments of a myofilament protein
- (b) covalent or non-covalent complexes of at least:
 - (i) a peptide fragment of a myofilament protein and an intact myofilament protein; or
 - (ii) two peptide fragments of a myofilament protein,

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in a biological sample obtained from a subject being assessed for muscle damage, said biological sample being selected from the group consisting of skeletal muscle tissue, a component of skeletal muscle tissue, blood, blood serum and urine, by incubating the biological sample with an antibody or ~~a functional fragment of an antibody~~ antigen specific fragment thereof that specifically binds to the peptide fragment of a myofilament protein, under conditions which allow the antibody or ~~functional fragment of the antibody~~ antigen specific fragment thereof to form a complex with the

(a) peptide fragment of a myofilament protein; or
(b) covalent or non-covalent complex of at least:
(i) a peptide fragment of a myofilament protein and an intact myofilament protein; or
(ii) two peptide fragments of myofilament proteins,
and detecting or measuring the formed complex,
wherein said peptide fragments of the myofilament protein or said peptide fragments of the covalent or non-covalent complexes consist of:

skeletal troponin I peptide fragments, or
skeletal troponin T peptide fragments,
wherein the presence or amount of the:

(a) peptide fragments of the myofilament protein; or

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(b) covalent or non-covalent complexes of at least:

(i) the peptide fragment of the myofilament protein and the intact myofilament protein; or

(ii) two peptide fragments of the myofilament protein,

in the biological sample are associated with muscle damage, and

wherein the

(a) peptide fragments of the myofilament protein; or

(b) covalent or non-covalent complexes of at least:

(i) the peptide fragment of the myofilament protein and the intact myofilament protein; or

(ii) two peptide fragments of the myofilament protein,

are from the same myofilament protein.

Claim 98 (previously presented): The method of claim 97 wherein the ratio of the

(a) peptide fragments of the myofilament protein; or

(b) covalent or non-covalent complexes of at least:

(i) the peptide fragment of the myofilament protein and the intact myofilament protein; or

(ii) two peptide fragments of the myofilament protein,

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from the same myofilament protein is assessed as an indication of the extent of the muscle damage in the subject.

Claim 99-102 (canceled)

Claim 103 (new): The method of claim 80 wherein said biological sample is skeletal muscle tissue.

Claim 104 (new): The method of claim 80 wherein said biological sample is a component of skeletal muscle tissue.

Claim 105 (new): The method of claim 80 wherein said biological sample is blood.

Claim 106 (new): The method of claim 80 wherein said biological sample is blood serum.

Claim 107 (new): The method of claim 80 wherein said biological sample is urine.

Claim 108 (new): The method of claim 97 wherein said biological sample is skeletal muscle tissue.

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Claim 109 (new): The method of claim 97 wherein said biological sample is a component of skeletal muscle tissue.

Claim 110 (new): The method of claim 97 wherein said biological sample is blood.

Claim 111 (new): The method of claim 97 wherein said biological sample is blood serum.

Claim 112 (new): The method of claim 97 wherein said biological sample is urine.